

## DECLARATION FOR PATENT APPLICATION (WITH POWER OF ATTORNEY)

As an inventor named below or on any attached continuation page, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **DIAGNOSTIC DEVICE AND METHOD**, the specification of which (check one):

- ☐ is attached hereto.  
☒ was filed on September 18, 1997 as United States application serial no. 08/933,203 and was amended on \_\_\_\_\_.  
☐ was filed on \_\_\_\_\_ as PCT international application no. \_\_\_\_\_ and was amended under PCT Article 19 on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to the patentability of the subject matter claimed in this application, as "materiality" is defined in Title 37, Code of Federal Regulations § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT international application(s) designating at least one country other than the United States of America listed below and on any attached continuation page and have also identified below and on any attached continuation page any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America having a filing date before that of the application(s) on which priority is claimed.

Prior foreign/PCT application(s):

			Priority Claimed	
(number)	(country)	(day/month/year filed)	Yes	No
(number)	(country)	(day/month/year filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or § 365(c) of PCT international application(s) designating the United States of America listed below and on any attached continuation page and, insofar as the subject matter of each of the claims of this application is not disclosed in any such prior application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of such prior application and the national or PCT international filing date of this application:

(application serial no.)	(filing date)	(status - pending, patented or abandoned)
(application serial no.)	(filing date)	(status - pending, patented or abandoned)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

(provisional application no.)	(filing date)
(provisional application no.)	(filing date)
(provisional application no.)	(filing date)

I hereby appoint the following Registered Practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

David V. Trask, Reg. No. 22,012  
 Laurence B. Bond, Reg. No. 30,549  
 Allen C. Turner, Reg. No. 33,041  
 Robert G. Winkle, Reg. No. 37,474  
 Kenneth E. Horton, Reg. No. 39,481

William S. Britt, Reg. No. 20,969  
 Joseph A. Walkowski, Reg. No. 28,765  
 Kent S. Burningham, Reg. No. 30,453  
 Patrick McBride, Reg. No. 39,295  
 Brick O. Power, Reg. No. 38,581

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 James R. Duzan, Reg. No. 28,393  
 Julie K. Morriss, Reg. No. 33,263  
 Edgar R. Cataxinos, Reg. No. 39,931  
 Kenneth Booth, Reg. No. P-42,342

Address all correspondence to: Allen C. Turner, telephone no. (801) 532-1922.  
**TRASK, BRITT & ROSSA**  
 P.O. BOX 2550  
 Salt Lake City, Utah 84110

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: James N. Herron

Inventor's signature James N. Herron Date May 12, 1998

Residence: Salt Lake City, Utah

Citizenship: U.S.A.

Post Office Address: 2965 S. Plateau Drive, Salt Lake City, Utah 84109

**DECLARATION FOR PATENT APPLICATION**  
(continuation page)

Invention title: **DIAGNOSTIC DEVICE AND METHOD**

Inventor name(s) appearing on first declaration page: **James N. Herron**

☒ Additional original, first and joint inventor(s):

Full name of second joint inventor: **Douglas A. Christensen**

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: **Salt Lake City, Utah**

Citizenship: **U.S.A.**

Post Office Address: **8520 Top of the World Circle, Salt Lake City, Utah 84121**

Full name of third joint inventor: **Jacob D. Durtschi**

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: **Salt Lake City, Utah**

Citizenship: **U.S.A.**

Post Office Address: **1503 University Village, Salt Lake City, Utah 84108**

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Full name of first joint inventor: James N. Herron

Inventor's signature \_\_\_\_\_

Residence: Salt Lake City, Utah

Citizenship: U.S.A.

Post Office Address: 2965 S. Plateau Drive, Salt Lake City, Utah 84109

Date \_\_\_\_\_

DECLARATION FOR PATENT APPLICATION  
(continuation page)

Invention title: DIAGNOSTIC DEVICE AND METHOD

Inventor name(s) appearing on first declaration page: James N. Herron

☒ Additional original, first and joint inventor(s):

Full name of second joint inventor: Douglas A. Christensen

Inventor's signature 

Date 5/13/98

Residence: Salt Lake City, Utah

Citizenship: U.S.A.

Post Office Address: 8520 Top of the World Circle, Salt Lake City, Utah 84121

Full name of third joint inventor: Jacob D. Durtschi

Inventor's signature \_\_\_\_\_

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Full name of first joint inventor: James N. Herron

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Residence: Salt Lake City, Utah

Citizenship: U.S.A.

Post Office Address: 2965 S. Plateau Drive, Salt Lake City, Utah 84109

**Invention title: DIAGNOSTIC DEVICE AND METHOD**

☒ Additional original, first and joint inventor(s):

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_  
Residence: Salt Lake City, Utah

**Post Office Address: 8520 Top of the World Circle, Salt Lake City, Utah 84121**

Inventor's signature David A. Harts Date April 14, 1998

**Post Office Address: 1503 University Village, Salt Lake City, Utah 84108**